

those of us who endorse what we call the right to life and many thousands that endorse a woman's right to choose debated the question of choice. But let us all understand on this week when we foment this debate in Washington, Mr. Speaker, that there is no choice in China.

China's indefensible population control programs, though, do not just have their detractors in the world. They actually have their promoters, some of whom are sponsored by the United States Government. The United Nations Population Fund, also known as the UNFPA, Mr. Speaker, has described China's forced abortion policy as a, quote, remarkable achievement. Proving their moral bankruptcy, Sven Burmester, the representative for the U.N. Population Fund in Beijing, said, "China has the most successful family planning policy in the history of mankind in terms of quantity, and with that," he added, "China has done mankind a favor."

Also proving the moral bankruptcy of the UNFPA, Mr. Burmester of the Fund said, in effect, my own view is that there is a generation of Chinese who have sacrificed themselves to benefit society, and that generation, presumably the generation expensed in China's policy of forced abortion, is to be recognized.

But the U.N. Population Fund, Mr. Speaker, recently received a significant increase in its funding from the U.S. Government. There will be those who will say at the UNFPA that they only work in regions where the Chinese government has suspended its oppressive one-child policy. However, testimony in a recent House International Relations Committee hearing revealed photographs of a UNFPA office located within the China Office of Family Planning. The testimony also uncovered evidence that the UNFPA is active in Sihui County in China in which family planning is decidedly not voluntary. Officials have imposed age requirements there for pregnancy and require birth permits, mandatory sterilization and forced abortion. Those who refuse to comply with these standards face fines, imprisonment and often the destruction of their homes and property. There is no choice in China, Mr. Speaker.

But, sadly, in the waning days of the first session of the 107th Congress, the UNFPA in the foreign operations bill recently received a 58 percent increase in its funding, \$34 million, U.S. taxpayer paid. The Mexico City Policy prohibits Federal funding of groups that perform or even promote abortion services overseas.

So I rise today, Mr. Speaker, to urge the administration, as I did before over 100,000 pro-life citizens on the National Mall on Tuesday, I rise today to urge the administration to enforce the Mexico City Policy, to seize the Kemp Kasten language in the foreign operations bill and do what President Ronald Reagan did and do what President

George Herbert Walker Bush did, and that is render the amount the foreign operations bill has provided to the UNFPA to zero. The people of the United States of America deserve better than to have their taxpayer dollars used to foment and to promote an organization that praises China's forced abortion policy.

ON INTRODUCTION OF EMPLOYEE SAVINGS PROTECTION ACT (ESPA)

The SPEAKER pro tempore (Mr. SHIMKUS). Under a previous order of the House, the gentleman from Texas (Mr. BENTSEN) is recognized for 5 minutes.

Mr. BENTSEN. Mr. Speaker, today I am introducing legislation to create new legal rights for employees who are induced to make investment decisions about their 401(k) or other individual pension accounts that are contrary to their own best interests. As one who has endeavored to expand opportunities for greater participation in employer-sponsored pension plans, I strongly believe that our pension laws must be amended to ensure that employers, who have superior information as to the financial condition of their business and communicate information that they know to be false to influence their employees in the administration of their 401(k) accounts, face serious legal consequences.

My bill, the Employee Savings Protection Act of 2002, would ensure that employees that were unduly influenced by such information to the detriment of their retirement savings can have a legal claim that survives bankruptcy.

I am introducing ESPA in the hopes that employees who participate in employer-sponsored plans, such as many of my constituents who were employed by Enron, do not meet the same fate as the employees of Morrison Knudsen, whose claims against the Idaho firm did not survive Chapter 11 reorganization. The claims of Morrison Knudsen employees were extinguished by the company's bankruptcy reorganization plan, according to a 1999 ruling by the Federal District Court in Boise, Idaho. There is a gaping hole in our bankruptcy laws if directors and officers or other fiduciaries under the Employment Retirement Security Act of 1974 can torpedo the retirement savings of their employees and walk away without owing a penny.

In the case of Enron, we now know that senior management grossly mismanaged the company while telling employees that their stock would rise. As a result, thousands lost their life savings on the basis of faulty information and through no fault of their own. Under ESPA, plan fiduciaries that engage in such acts, including officers and directors, would be held personally liable for the losses incurred as a result of this deception. Further, should the plan fiduciary file for bankruptcy protection, this employee claim would be treated as a "priority" to be fully reimbursed in bankruptcy proceedings,

ahead of other unsecured creditors. Eligible employee claims could arise from violations occurring as early as January 1, 2000.

Mr. Speaker, our pension laws are very clear as to the duties that fiduciaries owe to plan participants. The consequences for breaches are substantial. Directors and officers can be held personally liable for such breaches. Claims by employees who were damaged because they trusted the misinformation imparted by a fiduciary must be protected. Our bankruptcy laws must not be used as a cloak behind which employers such as Enron who dupe their employees are protected. Mr. Speaker, my bill will ensure not only that such claims are protected but that these claimants stand ahead of other unsecured creditors in a bankruptcy proceeding.

The time has come for the House to take action. I hope that we move on this bill quickly.

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from South Dakota (Mr. THUNE) is recognized for 5 minutes.

(Mr. THUNE addressed the House. His remarks will appear hereafter in the Extensions of Remarks.)

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from California (Mr. HUNTER) is recognized for 5 minutes.

(Mr. HUNTER addressed the House. His remarks will appear hereafter in the Extensions of Remarks.)

PAYING TRIBUTE TO JACK SHEA, OLYMPIC GOLD MEDALIST

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from New York (Mr. SWEENEY) is recognized for 5 minutes.

Mr. SWEENEY. Mr. Speaker, this past weekend the 22nd Congressional District of New York, New York State and indeed our Nation and the world suffered a great loss when we experienced the untimely death of Mr. Jack Shea. Mr. Shea was a double Olympic speed skating gold medalist who died suddenly and tragically in an automobile accident less than one mile from his home. Mr. Shea was 91 years young and served this Nation in so many important and great ways that this loss will be felt for quite some time.

In addition to the two Olympic Gold Medals that he earned at the Lake Placid Winter Olympic games in 1932, he was both the father and grandfather of Olympians. His son Jim competed in the 1964 Winter Olympics, and today, ironically enough and I think adding to the sense of tragedy to this unfortunate incident, his grandson Jim is set to compete in the Olympics at Salt Lake City, Utah.

Also ironically, this weekend we will convene in Lake Placid for our annual